

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

JOSEPH W. SMITH, JR.,

Plaintiff, :

v.

Case No. 2:22-cv-1875  
Judge Sarah D. Morrison  
Magistrate Judge Caroline H.  
Gentry

SHERIFF GEORGE W.  
LAVENDER, *et. al.*, :

Defendants.

**ORDER**

This matter is before the Court on the July 18, 2023 Report and Recommendation issued by the Magistrate Judge. (ECF No. 32.) The Magistrate Judge recommended that the Court dismiss Mr. Smith's case for failure to prosecute pursuant to Fed. R. Civ. P. 41(b) and for failure of service under Fed. R. Civ. P. 4(m). The time for filing objections has passed, and no objections have been filed.

For the reasons set forth therein, the Court **ADOPTS** and **AFFIRMS** the Report and Recommendation. This matter is hereby **DISMISSED**; the Clerk is **DIRECTED** to **TERMINATE** this case on the docket.

**IT IS SO ORDERED.**

/s/ Sarah D. Morrison  
**SARAH D. MORRISON**  
**UNITED STATES DISTRICT JUDGE**